

Softball Plays Hardball:

Mustangs win two weekend games against UCSB, 8

Ahoy Matey: Captain Jack's offers videos, porn, 5

TODAY'S WEATHER

High: 61°
Low: 45°



Mustang

DAILY

Tuesday, April 22, 2003

Volume LXVII, Number 114, 1916-2003

Ticket waiting to happen

A car covered with a blanket and paper clippings was parked on the concrete near Dexter Lawn Monday. On the top of the car sat dirt and a spilled plant. By mid-afternoon, the vehicle was no longer parked near Dexter Lawn. The area has been the site for numerous recent unattributed displays. Intramedia art is a Cal Poly class that specializes in this form installation art.



ERIC HENDERSON/
MUSTANG DAILY

Aid increases as Poly fees grow

By Sarah Stephan
MUSTANG DAILY STAFF WRITER

The chances of winning the lottery may not be high, but this week more financial aid notifications are being sent out to Cal Poly students than ever before.

The Financial Aid office is in the process of distributing more than 9,200 financial aid award notifications for the 2003-04 academic school year. More than \$136 million is being offered to Cal Poly students in the form of grants, scholarships, loans and work assistance.

More than half of Cal Poly students depend on some form of financial aid. The increase in awards is in response to the current and expected increases in the state university tuition, said John Anderson, director of Cal Poly's Financial Aid office.

"We anticipate a 25 percent increase in fees for next year and want students to have more financial aid opportunities," Anderson said.

Psychology junior Melissa Terry

"We anticipate a 25 percent increase in fees for next year and want students to have more financial aid opportunities."

John Anderson
director of financial aid office

said her loan amount increased. Terry is a single mom living in Santa Maria and commuting to Cal Poly.

"It's hard to pay for school and the loans that I am getting are the only thing that keep me going," she said.

This year the financial aid office received more than 23,000 applications. Almost half of the applications were from admitted or currently enrolled students. By June 2004, an estimated 10,000 students will have accepted financial aid.

The average award package for

see AID, page 2

Cal Poly files for dismissal in horse accident lawsuit

► Judge's decision to hear case will be made later this month

By Andy Fahey
MUSTANG DAILY STAFF WRITER

The future of a \$20 million lawsuit filed against Cal Poly is unclear.

Earlier this month the University Legal Counsel filed a motion for the case to be dismissed but the judge has yet to make a ruling. A decision on

whether or not the case will be heard is expected within a month, said attorney Carlos Cordova of the University Legal Counsel.

The lawsuit stems from an incident that occurred in November of 2001. Animal science senior Siobhan McDowell, who has since graduated, was with her advanced equine modification class on a horseback riding trip on campus when she fell from a horse and slipped into a 10-day coma. She

see LAWSUIT, page 7

Local United Way fund seeks more donations

By Jenni Mintz
MUSTANG DAILY STAFF WRITER

Charitable contributions are the latest victim of the state budget crisis that has already affected public education, dwindling recent donations.

United Way of San Luis Obispo, a fund-raising agency, is trying to fill monetary gaps in a campaign called "Focus on the Community

Fund." This campaign channels gifts from the residents back into community programs to alleviate the shortages.

Throughout the year, United Way volunteers will collect money for the community fund from individuals and businesses.

During spring, United Way asks local non-profit programs to apply

see UNITED WAY, page 7

Library comes out against PATRIOT Act

By Grant Shellen
MUSTANG DAILY STAFF WRITER

Administrators at the Robert E. Kennedy Library recently posted information about and links to a resolution opposing the USA PATRIOT Act on the library's Web site.

The "Resolution In Support of User Privacy and Freedom of Information in Libraries" was drafted by members of the California Library Association, and condemns a provision in the PATRIOT Act that allows the United States government to subpoena personal library records.

By the end of March, about 30 library organizations across the country had either adopted the American Library Association's "Resolution on the USA PATRIOT Act and Related Measures that Infringe on the Rights of Library Users" or drafted their own resolutions opposing the act.

The California association approved its resolution on Feb. 12.

Cal Poly dean of library services Hiram Davis said library officials wanted Kennedy Library users to know about what the PATRIOT Act does to their rights.

"The American Library Association has been posting a lot of info regarding the PATRIOT



ERIC HENDERSON/MUSTANG DAILY

Library officials posted information about and links to an anti-PATRIOT Act Web site. Thirty library organizations across the country have adopted the policy or drafted similar resolutions.

Act on its Web site," he said. "It seemed as a courtesy to our campus community we should post links to that info on our Web site."

The act threatens library

see LIBRARY, page 2

► Scott Peterson pleads innocent at Monday's arraignment trial. See page 7 for complete story.

Weather Watch

5-Day Forecast

WEDNESDAY

High: 66° / Low: 50°



THURSDAY

High: 66° / Low: 47°



FRIDAY

High: 64° / Low: 46°



SATURDAY

High: 65° / Low: 46°



SUNDAY

High: 60° / Low: 46°



Today's Sun

Rises: 6:23 a.m. / Sets: 7:40 p.m.

Today's Moon

Rises: 1:43 a.m. / Sets: 11:23 p.m.

Today's Tides

Low: 10:27 a.m. / -6 feet

High: 2:27 a.m. / 5 feet

Low: 10:04 p.m. / 3 feet

High: 6:09 p.m. / 3.6 feet

LIBRARY

continued from page 1

patrons' privacy and their freedom to access information, said Susan Negreen, executive director of the California Library Association.

"It says that the federal government can come in and can request individuals' records," she said. "If someone looked at a Web site, if someone took out books, they can look at that in conjunction with their suspicion that that person might be a terrorist."

Negreen said access to information is a key value for the library

profession, and the association drafted the resolution both to inform library users of how the PATRIOT Act changed rights related to that access and to let the government know the library community was not in favor of the act.

"The whole purpose of the resolution was to make a statement," she said. "But the second thing was to educate our members and the public."

Library patrons don't have too much to worry about, Davis said. Though the library does keep general records about which materials are checked out, he said the library does not keep records of who checked out specific books. In addition,

"The whole purpose of the resolution was to make a statement. But the second thing was to educate our members and the public."

Susan Negreen

executive director of the California Library Association

tion, the library does not track Internet usage by individuals, he said.

But Davis said it is still important to be aware of the issue.

"With technology, we're confronted with a new set of issues that we have never dealt with in the past," he said. "This is brand new."

Though Davis said it has always been the policy of the library not to keep personal records, other libraries that do so are changing their ways.

"Libraries are really changing what kind of information they collect," Negreen said. "As they become more aware of (the PATRIOT Act), they don't keep records."

Since libraries do have to keep track of who has books currently checked out, Negreen said returning books on time could keep patrons' library activities from being tracked.

"One of my librarian friends told me, 'Don't ever keep a book overdue, because that generates a fine, which does mean there's a record,'" she said.

And the government will check those records, Davis said.

"If you go on the American Library Association's Web site, you will find cases where this is not a scare tactic," he said. "You will find actual cases of this."

Hiram Davis

dean of library services

AID

continued from page 1

students receiving need-based aid consists of 56 percent loans, 41 percent grants and scholarships and 3 percent work assistance, Anderson said. Students with exceptional need may be offered up to 60 percent in grants, while students with less need are offered packages consisting mostly of loans.

Anderson said the office has not

seen a sudden increase in the number of students relying on financial aid. However, they anticipate that many students may want extra assistance in the coming year. The 2,943 applicants who did not demonstrate financial need are offered non-need-based federal student and parent loans.

Financial aid notifications include a description of loan programs to help students understand their financial aid options.

"The non-need-based federal

loan program has always been available," Anderson said. "We just want to give students a greater awareness of the option by including it in the award notification."

History senior Evan Roze said he decided to apply for a loan because his athletic scholarship just ended.

"A loan would keep me on track for graduation while I am trying to pay for school and living expenses too," Roze said.

The federal government processes financial aid applications by ana-

lyzing income and coming up with an amount of expected family contributions. The Cal Poly Financial Aid office builds packages with various amounts of aid depending on the student budget. The amount of financial aid rewarded depends on the student's expected budget, including university fees, housing, books and other expenses.

Anderson said more than \$37 million in state instructional and campus-based fees will be paid with financial aid money next year.

Clarification:

In Monday's front page article "Porn resolution up for consideration," provost Paul Zingg is not the co-author of the resolution, and he did not add the word "offensive" to the resolution.



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National Briefs

Judge orders documents in Moussaoui case to stay open

ALEXANDRIA, Va. — Prosecutors agreed with media organizations Monday that numerous documents in the case of terrorism defendant Zacarias Moussaoui can be made public by the trial judge.

Others documents must be kept secret, including classified records that nonetheless have been the subject of news articles, prosecutors argued in a written pleading.

Seven news organizations argued earlier this month for more openness in the case. U.S. District Judge Leonie Brinkema has kept the majority of government and defense pleadings secret in recent months, partly to protect national security information.

"Contrary to the representations of the media ... in this circuit there is no First Amendment right of access to the entire record in a criminal case," the government said.

The prosecutors painstakingly listed individual records they believe could be released by Brinkema.

The judge has sealed government documents that were identified by prosecutors as classified or sensitive records; and ordered secrecy for Moussaoui filings that the government cited as possibly including secret messages to the al-Qaida terrorist group.

Inspectors find questionable charges, management problems at Los Alamos

WASHINGTON — Porous financial management at Los Alamos National Laboratory allowed for \$11.1

million in questionable expenditures, government inspectors reported. Energy Department Inspector General Gregory H. Friedman recommended Monday that the government require the University of California, which has managed the lab for six decades, to repay any unallowable charges, pay appropriate penalties and improve its internal controls.

"The caliber of business operations is simply inadequate given the nature and size of operations at Los Alamos and the requirements of the university's contract with the Department of Energy," the report said.

Lab Interim Director Pete Nanos took "strong exception" the Energy Department's conclusions.

"We believe the laboratory's operations related to meal and travel costs, and the operation of its audits and assessments function, are consistent with its contract," Nanos said in a statement. "We also believe we have been consistent with the requirements of federal travel regulations and other federal requirements and guidance for allowable and unallowable costs."

Elderly, drinkers most likely victims in pedestrian auto accidents

WASHINGTON — The very old and those who have been drinking alcohol are the most likely to be struck and killed by a vehicle, according to the government's most comprehensive report on pedestrian deaths.

There were 4,882 pedestrian deaths in 2001, about 12 percent of the 42,116 traffic deaths, the National Highway Traffic Safety

Administration reported in a study being released Tuesday. That was a decrease of 16 percent from a decade earlier. People 70 and older accounted for nearly 20 percent of all pedestrian deaths in 2001, giving a per capita death rate nearly double the overall average.

Almost one-third of pedestrian victims and about 15 percent of drivers had a blood-alcohol content of at least 0.08 percent, the level at which many states consider a person intoxicated, according to the report.

The report shows that nearly one in five pedestrians killed in traffic accidents is the victim of a hit-and-run crash. Young children also are at high risk. More than one-fifth of children between ages 5 and 9 killed in traffic accidents in 2001 were pedestrians.

International Briefs

Two Koreas agree to hold Cabinet-level talks next week

SEOUL, South Korea — North and South Korea agreed Monday to hold Cabinet-level talks next week, as confusion persisted over whether the communist North has begun reprocessing its spent nuclear fuel.

South Korea hopes to use the talks to persuade the North to give up its suspected nuclear weapons programs in return for aid and better ties with other nations. The agreement came as the United States, North Korea and China prepared for separate talks on the North's nuclear programs. The State Department said three days of talks would begin Wednesday in Beijing.

The U.S. delegation will be led by Assistant Secretary of State James Kelly. The meeting will be the first face-to-face discussion between U.S. and North Korean officials since Kelly led a delegation to Pyongyang last October.

It was during those discussions that North Korea acknowledged it was developing uranium-based nuclear weapons. Since then, North Korea has withdrawn from the nuclear Non-Proliferation Treaty and has taken steps to begin production of plutonium-based nuclear weapons.

Leaders report progress in SARS fight, despite six new deaths

HONG KONG — Hong Kong's leader said Monday that the territory is gaining ground in the fight against a deadly respiratory virus sweeping Asia, even though the death toll continued to rise and there was still no known cure.

Thirteen new SARS deaths were reported Monday — seven in mainland China and six in Hong Kong. Yet Hong Kong's deaths and 22 new cases Monday were fewer than the jumps of 40 and 50 cases a day that the World Health Organization had reported recently.

Hong Kong Chief Executive Tung Chee-hwa said quarantine measures and efforts to find people who came into contact with those infected seem to be working. Hong Kong and China have been hardest hit by SARS.

"On the whole, I think we are slowly but surely getting the figures

stabilized," Tung told reporters. Still, he declined to take questions and would not predict how long it will be before SARS is brought under control.

Arafat, Abbas struggle over new Palestinian Cabinet formation

JERUSALEM — Yasser Arafat and his prime minister-designate, Mahmoud Abbas, remained deadlocked over the composition of the Palestinian Cabinet on Monday, after all-night negotiations failed to produce a compromise.

The crisis — described as the most severe ever between the two — threatens to torpedo a U.S.-backed "road map" to full Palestinian statehood within three years.

Abbas, who must win parliamentary approval for his Cabinet by Wednesday, has threatened to resign if his team is not accepted. The United States, in turn, has said it will only present the peace plan once Abbas and his Cabinet have been installed. The main dispute is over the appointment of Mohammed Dahlan, a former security chief in Gaza.

Abbas wants to give Dahlan a key security post, while Arafat wants to keep a confidant, Hani al-Hassan, in the job. The new security chief would have to supervise a crackdown on Palestinian

Briefs compiled from Associated Press wire service by Mustang Daily editor in chief Stephen Curran.

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2003-2004

Auditions

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Campus Culture

New photographer, painter proves hidden talent

By Emily Wong
MUSTANG DAILY STAFF WRITER

Some artists boast a lifelong commitment to the arts; the exceptions claim natural or hidden talent. Psychology senior David Jackson is an exception.

Though a new artist, Jackson is not afraid to test his abilities. His photographic and painting exhibition in the University Union Art Gallery is his first attempt to share a part of himself that many do not know about.

Jackson describes his style as "painted representation of photography." Combining these two forms of expression demands a command over both a photographer's camera and a painter's brush. Surprisingly, Jackson is a novice to both.

"My dad gave me my first camera when I got to college but I mostly took party pictures," Jackson said. "And I just started painting in June."

The winter wonderland feel of the show is a representation of Jackson's trip to Whistler, Canada. The showcased pieces are primarily snow-covered mountain and forest scenes.

"When my dad found out I was going to Whistler (with the ski club), he let me borrow his

digital camera," Jackson said. "I took 330 pictures and used four memory cards during the trip."

At the heart of his show are "Blackcomb/Overload" and "Beaudoin Lake," Jackson's favorite pieces. Both pieces exemplify his technique of capturing the key portion of a panoramic photograph to paint. He said he esteems these two for the stories behind them.

"('Blackcomb/Overload') was a photograph taken from the top of Whistler Mountain," Jackson said. "It best captures what it's like in Canada. It's an amazing scene."

Jackson said he enjoyed taking pictures in Whistler because it is a natural environment for him; he grew up in Lake Arrowhead and has been snowboarding since age 12.

Embarking on new territory, Jackson is working on commissioned pieces. "Beaudoin Lake" is his first accomplished work.

"A friend of mine had this panoramic picture and she asked me to do something with it," Jackson said. "I asked her to select a portion of the picture that she wanted me to paint and she chose the lake."

The photograph of "Beaudoin Lake" was taken by kinesiology junior Meaghan Beaudoin, Jackson's long-time friend. The view overlooks

New Hogan Reservoir in Valley Springs, Calif., as seen from Beaudoin's backyard.

"I think it's great because my parents have been looking for new art for the home they just built," Beaudoin said.

As soon as the show is finished, "Beaudoin Lake" will be presented to Beaudoin's parents as a gift.

"Some of the fun I realized in doing the piece was that I enjoyed listening to what the people said about the pictures they took," Jackson said. "It's like writing about a novel that you've never read."

Jackson stumbled upon the opportunity to display his work after showing ASI program coordinator Amie Moberg pictures from his ski trip. Moberg met Jackson as his Coordinator of Student Development in the dorms. They share a common interest in running and have kept in touch throughout the years.

"I encouraged him to bring in other pieces and put them in the UU gallery," Moberg said. "He's not totally trained and this is his first time doing this, but that's what the student gallery is there for."

Jackson's work will be on display through Thursday in the UU art gallery. Art prints are available for purchase in the UU Craft Center for \$5 to \$10.



BETSY FILSON/MUSTANG DAILY
Psychology senior David Jackson's works, including 'Beaudoin Lake' (above) and 'Blackcomb/Overload' (left), are on display in the UU Art Gallery through Thursday.

Did you know...

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Monday	weigh-Ins Rec. Center Men's Locker Rm.				Sumo Wrestling UU		Bowling at McPhee's						
							Soccer-Single Elimination at Sports Complex						
Tuesday					Darts and Foosball at Delta Sigma Phi								
Wednesday					Tricycle Race UU	Dodge Ball-basketball courts behind Mott Gym							
Thursday	Arm Wrestling						Volleyball at Sandpits						
Friday		Tug-O-War and Chariot Race Pismo Beach										Flag Football-Coed at Sports Complex	
Saturday								Lip Sync-Chumash Auditorium	Greek Week Awards Right after				

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Adventures in Video

Bringing entertainment from ship to shore

► Captain Jack's Video Place walks the plank, offering animation, pornography

By Katie Schiller

MUSTANG DAILY STAFF WRITER

In the age of Blockbuster and Hollywood Video chains, Captain Jack's Video and DVD offers something different behind the curtain. A locally owned video rental store on Monterey Street, Captain Jack's has two elements that other places can't compete with.

First, there are adult movies behind the figurative "red door." Second, the owner's collection of animation art is up for sale around the store.

Captain Jack's adorns its poorly lit walls with newly released movie posters, whiteboard lists of coming titles and, of course, movies.

Unlike most chains, the store is not phasing out VHS. Besides the typical rental industry fare, Captain Jack's boasts quite an extensive pornography selection — a selling point in a college community.

Although Captain Jack's is one of the only places students can rent adult entertainment in San Luis Obispo, owner Tom Greiten says they don't try to promote it.

"Obviously, what makes us different from the big chains is that we have adult movies," Greiten said. "But we're not in your face about it."

A magazine cutout of breasts leads the way into the adult entertainment section. Catchy titles like "You've Got Female" and "Tits a Wonderful Life" are intermixed with classics like "Barely Legal" and foreign films like "Una Virgen en mi Cama."

Captain Jack's has a variety of customers, from students to families to older couples. Some head straight to the adult section, said Farah Razak, a graphic communications junior and employee.

"Some couples will pick out two regular movies and an adult movie to go with it," Razak said.

Captain Jack's has the biggest selection of adult movies on the Central Coast, she said.

Besides the popular "T" and "A," the Captain also



CARLY HASELHORN/MUSTANG DAILY

Ahoy, matey! Besides offering the conventional fare of VHS and DVD, Captain Jack's Video Place on the north end of Monterey Street has a wide variety of adult videos, as well as the owner's personal collection of animation art.

dishes more age-appropriate images. Prints of Pinocchio, the Pink Panther and other cartoon characters sanitize a good portion of the store.

Greiten's personal collection of animation art comes from Warner Bros., the MGM Grand in Las Vegas or other collectors.

"I'm not aggressively marketing the art," Greiten said. "It's more of a side business."

Similar to the Disney Store, some of the pieces are original prints. One depicts Beavis and Butthead dressed like Hugh Hefner and surrounded by beautiful women (\$750). The Pinocchio drawing is priced at \$89.

Tom Greiten
Captain Jack's owner

"Not many people buy the art," Razak said. "But some people have come from far away to see it." Contributing to the hometown feel of the store, each aisle ends with a few

rows of employees' picks.


"We try to give personal service that you don't get from behind a counter," Greiten said.

Captain Jack's has been in business for 13 years and is one of the oldest of its kind in San Luis Obispo. When Blockbuster and Hollywood Video arrived, business slowed considerably.

"It's like if they opened another Cal Poly on the south end of town, student enrollment at this Cal Poly would drop off," Greiten said.

Captain Jack's obviously has some competition with the big, popular chains. But with friends like Jenna Jameson and Mickey Mouse, who needs enemies?





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Patriot Act II takes away civil liberties

In the emotional turmoil that followed Sept. 11, the USA PATRIOT Act was passed with a mere one-and-a-half hour discussion by the Senate Judiciary Committee and a testimony, without questions, by Attorney General John Ashcroft. Opponents of the bill in the House didn't even get a chance to discuss the Patriot Act.

Nevertheless, the bill was passed within a matter of weeks. Congressman Ron Paul, R-Tex., told the Washington Times that no member of Congress was allowed to read the first Patriot Act that was passed by the House on Oct. 27, 2001.

Civil libertarians and Constitutional scholars from across the political spectrum universally decried the first Patriot Act. William Safire, while writing for the New York Times, described the first PATRIOT Act's powers by saying that President Bush, "(m)isadvised by a frustrated and panic-stricken attorney general ... (had) just assumed what amounts to dictatorial power."

Now, in the midst of a war with Iraq, the administration is again attempting to undermine the civil liberties of Americans without serious debate and consideration. Georgetown law professor David Cole, author of "Terrorism and the Constitution," said the legislation "raises a lot of serious concerns. It's troubling that they (the Justice Department) have gotten this far along, and they've been telling people there is nothing in the works." Cole warned that the PATRIOT Act II "would radically expand law enforcement and

intelligence authorities, reduce or eliminate judicial oversight over surveillance, authorize secret arrests, create a DNA database based on unchecked executive suspicion, create new death penalties and even



Polytics

seek to take American citizenship away from persons who belong to or support disfavored political groups."

The PATRIOT Act II allows for increased government secrecy, resulting in decreased accountability. Section 201 authorizes secret arrests and detentions, even when the person detained is not criminally charged. Section 204 limits defense attorneys from challenging the use of secret evidence in criminal cases and section 202 restricts access to crucial information about environmental health risks posed by facilities that use dangerous chemicals. Sections 101 through 111 allow easier access to wiretapping and surveillance of U.S. citizens, and attack limits and meaningful judicial supervision over wiretapping and other intrusive electronic surveillance for intelligence purposes imposed by Title III of the Omnibus Crime Control and Safe Streets Act of 1968, (28 U.S.C. §§ 2510-22 and the Foreign Intelligence Surveillance Act of 1978 (FISA), 50 U.S.C. §§ 1801-63).

The Department of Justice's response that the PATRIOT Act II merely tweaks existing surveillance laws to bring them "up to date" is a misrepresentation of the facts.

Section 501, perhaps the scariest section of the PATRIOT Act II, would strip "even native-born Americans of all of the rights of United States citizenship if they provide support to unpopular organizations labeled as terrorist by our government, even if they support only the lawful activities of such organizations, allowing them to be indefinitely imprisoned in their own country as undocumented aliens." Other sections further undermine the rights of citizens by broadening the definitions of "terrorism" and "terrorist organization." For example, section 322 permits the arrests and "extraditions of Americans to any foreign country - including those whose governments do not respect the rule of law or human rights - in the absence of a Senate-approved treaty and without allowing an American judge to consider the extraditing country's legal system or human rights record."

The events of Sept. 11 resulted in a series of legislation that continues to take away civil liberties without securing safety. As Benjamin Franklin said, "those who would give up essential liberty for temporary security deserve neither liberty nor security."

Susanna Farber is a political science senior and Mustang Daily columnist.

Letters to the editor

War protesters deserve respect

Editor,

I'm writing in response to Casey Comstock's bashing of model Americans ("Site appropriate for protest," April 16). Here he's whining about anti-war protestors disrupting our war effort at the Port of Oakland. He points out the laws that they're breaking too.

How can you disrespect anyone who is willing to risk up to 30 years in prison for something that they believe in? These are the kind of people who built our country. The United States was not founded by sissies sitting around whining about protestors disrupting their supply of tea. It was built by people who were willing to get out and risk their lives doing something.

No one pays attention to people holding signs on street corners. Actually disrupting war supplies is doing something constructive and less ineffective. What's more, those protestors are Americans fighting for the beliefs of a great many Americans. They represent a large portion of this nation. They aren't acting against us, but for us.

In regard to throwing things at cops, a great many of us would like to throw iron bolts at cops. Anyone who's ever been victimized through a noise violation, biking fine or speeding ticket has probably considered far worse than throwing rocks.

James Medina is a business junior.

OCOB not telling whole truth

Editor,

How very clever to point out that two of my classes were still open - a brave attempt at discrediting me ("OCOB spending plan available online," April 16). It should be noted then (if we're going to play fair) that one of the classes is an elective. The other class - the one actually required - is only open because the second section was not added to POWER until Thursday morning of the second week of class. That section should have been available before registration even began. The 25 students trying to crash on the first day dwindled to about half by the second week, as most, thinking they had no chance, found other classes to take or decided to put it off for another time.

And as for the gloriously narrow snippets of financial information about the Academic Fees on the Web site (which was conveniently updated following the printing of my letter), it does nothing to tell me that my money is coming back to me. Lump sum numbers don't mean a thing (i.e., "Student Support"). I want to know what money is going to IT, not just the grand business conglomerate. I don't think this is too much to ask.

Each time I hear the statistics of limited core major classes, or about IT getting donations from companies accompanied by subsequent budget cuts, or about the IT programs' desire to move out of the Orfalea College of Business entirely, it makes me think that there is more to this story than just disappearing dollars.

Sarah Schupbach is an industrial technology senior.

College of Ag the right place for IT

Editor,

The (Cal Poly) Industrial Technology Department belongs in the College of Agriculture. I have witnessed the discord that currently exists and the unhealthy working relationship between the College of Business and the IT area, based on philosophical/cultural differences that exist between the College of Business faculty and administration and IT faculty and students. The industrial technology advisory board, the packaging advisory board, the industrial technology faculty and the students approved this move from the Orfalea College of Business to the College of Agriculture. All the departments in the College of Agriculture also unanimously approved the move.

With so many groups in favor of the move and seeing the College of Agriculture as the best choice for industrial technology, the decision should be an easy one. The advisory boards, faculty, students, alumni, industry and the College of Agriculture hope that Provost Paul Zingg and President Warren Baker will make the correct choice to move industrial technology to where it belongs, in the College of Agriculture. The result will be a great

asset to the College of Agriculture, the growth and continuance of a very successful industrial technology program and a happy advisory board, faculty, students, alumni and industry.

Ryan Amborn is an industrial and technical studies graduate student.

Restitution doesn't make sense

Editor,

After reading Jarad Backlund's letter on Friday ("Restitution appropriate for minorities," April 18) I wondered if he even knew what he was talking about. He called for "restitution," i.e., "the act of making good or compensating for loss, damage, or injury; indemnification" (Webster's Dictionary). Jarad, are you really suggesting that I am somehow "indebted" to African-Americans (and other minorities) for mistakes that my extended family and I had no part of? You have got to be kidding! Am I supposed to feel guilty because I am white? Am I supposed to feel guilty because I have worked my butt off to get where I am today? I think not.

You had better reexamine your arguments, buddy.

You call for "restitution," but do you really think that it will heal whatever damage has been caused? Do you really think ALL white people oppressed and did horrible things to the minorities in America? I believe in the philosophy of working hard and earning your keep in society, not handouts. I will NEVER just give "restitution" to a minority group because people like you think that I should. I accept no responsibility for what some cruel people did four or five generations ago. It has nothing to do with me!

If "restitution" is the new "war cry" of minorities, it will create even more rifts in our divided society, NOT bring us all together.

Matthew Rayhuck is a civil engineering sophomore who thinks "restitution" is a dumb idea.

It's all about living for today

Editor,

The tragic deaths of Cynthia Kivel and the two students who have died in the past month have reminded me how short life really is. I often find myself waking up with no real desire to do anything but hit snooze and go back to bed. Though I do have reason to lack vigor for 8 a.m. classes and Lighthouse dinners, I have no reason to take all the other blessings in life for granted. We are here TODAY people - so let's stop living for tomorrow and what it may bring. Take some chances people, step out, and as clichéd as it is, Carpe Diem. For it is much worse to not try and regret than it is to try and not succeed.

Taylor Landry is a chemistry sophomore who wants to "live deeply and suck the marrow out of life."

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Peterson pleads innocent in Laci's death

By Jim Wasserman
ASSOCIATED PRESS WRITER

MODESTO — Scott Peterson pleaded innocent Monday in the deaths of his pregnant wife and unborn son as the district attorney filed murder charges and said he would probably seek the death penalty.

"I am not guilty," a clean-shaven Peterson said during a brief arraignment in Stanislaus County Superior Court.

Prosecutors filed the murder charges hours before Peterson, 30, appeared in the Modesto courtroom. In the filing, District Attorney James Brazelton said Peterson acted "intentionally, deliberately and with premeditation" in killing 27-year-old Laci

Peterson and Conner Peterson, the couple's unborn child.

Their bodies washed ashore last week about three miles from where Peterson said he was fishing in the San Francisco Bay when his wife — who was eight months pregnant — vanished just before Christmas.

"They could no longer wait to be found so last week they came back to us," Laci Peterson's mother, Sharon Rocha, said in an emotional news conference after the arraignment. "They didn't deserve to be dumped in the bay and sent to a watery grave."

Rocha said her son-in-law called her the night before Christmas with the news that Laci was missing.

"I heard the devastating words that would forever change my life:

'Laci's missing,'" Rocha said. "My whole world collapsed around me."

The charges against Peterson include the special circumstance that he committed more than one murder, allowing the district attorney to seek the death penalty.

"It's hard for me to realistically believe it is anything but a death penalty case at this time," Brazelton told ABC News.

California law permits a murder charge for a fetus if a pregnant woman is slain, even if the fetus is not viable, said Hallye Jordan, spokeswoman for the state attorney general. The law has been on the books for about 30 years.

Documents filed by prosecutors said the killings happened at the Petersons' home in Modesto

between Dec. 23 and Dec. 24.

Peterson, a fertilizer salesman who has always maintained that he had nothing to do with his wife's disappearance, was handcuffed and shackled when he entered the courtroom Monday. As Judge Nancy Ashley read the charges, Sharon Rocha wept.

Public defender Tim Bazar was assigned to the case after Peterson said he could not afford to hire a lawyer. The case was continued until a May 6 bail hearing.

Peterson was arrested Friday in San Diego County because detectives feared he might try to flee to Mexico. He has since been held without bail at the Stanislaus County jail.

When he was arrested, Peterson's

naturally dark hair was reddish-blond and he had grown a goatee.

He had \$10,000 in cash with him in his car, said a law enforcement source who spoke to the AP on condition of anonymity. His arrest came just hours before DNA testing confirmed the identity of the two bodies.

Defense lawyer Kirk McAllister, who had represented Peterson before the arraignment and met with him in jail Saturday night, would only say there was a good explanation for the cash his client had. He declined to say why he was no longer representing Peterson.

In an interview with Time magazine, Peterson's father, Lee, said "police have just bungled this investigation from day one."

LAWSUIT

continued from page 1

claims she was required to train a dangerous horse and that class instructors failed to give her medical help and left the scene before medical personnel arrived, according to a Dec. 4 Mustang Daily article.

Animal science professors Roger Hunt, Mike Lund and Gene Armstrong were named in the lawsuit for ignoring McDowell's concerns for her safety. The professors, according to the lawsuit, forced her to ride the unsafe horse after she told them about her fears of the animal. McDowell was sent to the hospital after she fell from the horse three weeks before the coma-inducing fall.

McDowell did sign a release before getting on the horse earlier in the quarter stating that serious injury may result from class activities and that the instruc-

tor did not guarantee students' safety, according to the Mustang Daily article.

In the lawsuit, however, she claims the horse did not comply with the Riding Instruction Agreement.

Armstrong has since retired from teaching. His departure had nothing to do with the lawsuit, Cordova said.

"We have no reason to believe (the professors) did anything wrong in that case," Cordova said.

Until the judge decides whether the case will be heard or dismissed, Cordova said both sides remain in the discovery phase — a normal process where important facts and documents are exchanged between the prosecution and defense.

Advanced equine modification continues to be offered, but Cordova would not comment on whether Cal Poly or the animal science department has implemented any changes in response to the lawsuit.

Animal science department head Andy Thulin and McDowell's attorney Mathew Evans were not available for comment.

"We have no reason to believe (the professors) did anything wrong in that case."

Carlos Cordova
University Legal Counsel

UNITED WAY

continued from page 1

for funds. Program selections are based on five initiatives: Meeting life's basic needs, promoting healthy lives, investing in children and youth, supporting work and self-sufficiency and strengthening our community.

This year, United Way has received requests for approximately \$520,000 total. So far, they have raised \$200,000 and United Way is appealing to the community to make up that difference.

Charlotte Alexander, resource development director for United Way, said the budget cut is taking a serious toll on the depletion of resources in the community.

"Last year, the community fund had \$250,000 available," Alexander said. "We can see that the economy has played a major role. The agencies that we are funding are reporting some major problems. For example, there is a 25 percent increase in demand for services, which means more peo-

ple are hungry and without homes. Personal contributions are down."

Last year, the community fund served 58 different programs that provided basic needs like food, shelter and human services. A few programs that benefited from the community fund were Atascadero Loaves and Fishes, the vocational English as a second language program at Cuesta College, CASA Voices for Children program, LifeSpan, Retired and Senior Volunteer Programs, Hospice and both women's shelters in the county. The AIDS Support Network has been a partner agency with United Way for many years.

Edie Kahn, executive director of the AIDS Support Network and SLO HepC Project, is also on the board of United Way and said the partnership has been extremely beneficial monetarily and with technical support.

"One of the things we are funded for is a food pantry that we run out of this office," Kahn said. "We have gotten funding in the past that falls into this category. We

also help connect people into benefits programs and things like that."

Some of the funds go to agencies facing a crisis and needing financial assistance immediately. Contributors have the option to designate their gifts, specifying what program they want their money to benefit. People can also donate items like computers or clothing to United Way.

"Employees at Cal Poly are one of our major supporters," Alexander said. "We'd be hurting if it weren't for Cal Poly. We're very grateful that they recognize the need for programs in the community."

Without help from community members and businesses, programs may not find the means to continue, or could be significantly weakened, Kahn said.

"I think that there are a lot of program that are in jeopardy of going under without the help of United Way, and who rely heavily on United Way," Kahn said. "Some smaller programs are more largely dependent on United Way funds."

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Cal Poly Softball

Mustangs take two from UCSB

► Ballard's powerful bat, Nelson's shutout spark doubleheader sweep

By Randi Block
MUSTANG DAILY STAFF WRITER

The Cal Poly softball team ended its seven-game losing streak with two back-to-back wins against UC Santa Barbara on Friday at Bob Janssen Field. Cal Poly took the first game 6-1 before closing off the day with their second win, 2-0.

However, UCSB rallied to take the finale Saturday and avoid the sweep with a 4-3 win.

Cal Poly's record now stands at 19-30 and 5-7 in the Big West. UCSB is 30-16 and 5-6 in the Big West.

In the first game, Cal Poly began the scoring in the third. After Kaitlyn Wilson and Amy Jo Nazarenus singled, Roni Sparrey singled in Wilson for the first score of the game.

Adding to the lead in the fifth, Holly Ballard brought in Nazarenus with an RBI single. Chelsy Stoufer then brought the game to 3-0, scoring off Natalie Carrillo's RBI double.

The Mustangs would score three more runs in the sixth after loading the bases. A Gaicho wild pitch brought Nazarenus home. Ballard then singled, which allowed both Stoufer and Sparrey to score.

Much of the Mustangs' success was credited to smart playing while at bat. "A lot of why we played so awe-



NELS GERHARDT/MUSTANG DAILY

Sophomore Chelsy Stoufer slides into third base Friday against UCSB. The Mustangs received complete-game efforts from Jamie Gelbart and Eva Nelson and eight runs of offense in Friday's sweep.

some was good pitch selection," Ballard said.

Jamie Gelbart was the Mustangs' winning pitcher. She struck out three and allowed only one run. Loren Thornburg took the loss.

This win pulled the momentum back to the Mustangs.

"I felt like we really pulled it together," Ballard said. "We definitely took care of what needed to be done, both offensively and defensively."

The second game started off with both teams struggling to make much happen offensively. The Mustangs

changed all that in the fourth.

Stoufer reached on an error by the Gauchos, then Shannon Brooks ripped one right down the middle of the field, driving in Stoufer. However, the Mustangs were unable to convert any of their other hits to runs.

Cal Poly came alive again in the

sixth when Carrie Schubert singled to bring pinch-hitter Stephanie Payan home, making it a 2-0 game.

Stoufer's single in the fifth inning kept her 10-game hitting streak alive, and she made it 11 games in Saturday's loss to the Gauchos. The streak is the longest of the entire season.

Carrillo also had a successful doubleheader, going 3-for-5 combined in both of the games.

"I just wanted to win the game," Carrillo said. "I gave it my best, and good things happened."

Mustang Eva Nelson secured her second shutout of the season. She allowed two hits and is now 5-9 in the season. The Gauchos' Carly Harmon picked up the loss.

The two wins on Friday gave the Mustangs a much-needed morale boost.

"Without a doubt, these were two of the best back-to-back games we've played lately," said head coach Lisa Boyer. "We had strong pitching, and the hitters came through. Our defense was just stellar."

The Mustangs also knew how to take advantage of opportunities. The Gauchos had a few errors — four in the second game alone — which Cal Poly jumped on and turned around into hits.

The wins had added importance since they were against a fellow Big West team, which improved Cal Poly's standing in the conference.

Cal Poly Baseball

A swift fall from the ranks of Big West elite

► Mustangs swept by No. 9 Long Beach, fall below .500 in conference play

CAL POLY SPORTS INFORMATION REPORT

LONG BEACH — A rash of injuries has taken its toll on the Cal Poly baseball team.

Long Beach State completed a three-game sweep of the Mustangs with a 10-1 victory in a Big West Conference baseball game Saturday afternoon at Blair Field.

By the numbers

► Long Beach State ace Abe Alvarez improved to a Big-West best 8-0 this season.
► Cal Poly catcher Cory Taillon has thrown out 15 of 23 would-be base stealers this season and has not committed an error.

Cesar Ramos allowed one run and three hits in 7 1/3 innings for the win. Cal Poly freshman left-hander Garrett Olson suffered his first loss in six decisions, allowing five runs and five hits in 6 2/3 innings. He struck out six and

walked three.

Cal Poly mustered just four hits in the game. Adam Leavitt's infield hit in the fourth inning was the lone Mustang hit until the eighth when Cal Poly scored its lone run on consecutive one-out singles by Cory Taillon, Adam Hersh and Sam Herbert.

Long Beach State outhit Cal Poly 10-4, led by catcher Todd Jennings with two singles. Sean Boatright added a solo home run in the seventh inning for the 49ers, ranked ninth in the nation by Baseball America.

Cal Poly had won eight of its last 10 games prior to the sweep by Long Beach State. The Mustangs have lost 12 straight at Blair Field over the last six seasons.

On Friday, Jered Weaver and Carlos Muniz combined on a six-hitter as Long Beach State edged Cal Poly 2-1.

Weaver, who improved to 9-3 on the year, struck out seven and did not walk a batter in eight innings. He threw 96 pitches, 64 for strikes. Muniz struck out two Mustang batters in the ninth for his 11th save of the season.

Cal Poly scored in the top of the first inning. Billy Saul doubled with one out and scored on a single by Adam Leavitt. Long Beach State answered with an unearned run in

the bottom of the third inning without the benefit of a hit.

Cal Poly had runners at first and second with nobody out in the fifth, but failed to score as Weaver got out of the jam with two popups and a strikeout.

The 49ers took a 2-1 lead in the bottom of the sixth. Troy Tulowitzki led off with a double and one out later scored on a single by Brad Davis.

Cal Poly squandered another scoring opportunity in the eighth. Bret Berglund and Sam Herbert both singled with one out, but Saul flied out to left and Leavitt popped up to first base to end the threat.

Mustang catcher Cory Taillon put on a clinic behind the plate in the series. The junior threw out three Long Beach State runners trying to steal second base Thursday night and also picked off a 49er runner at third. On Friday, Taillon picked off another Long Beach State runner at second base. For the season, Taillon has thrown out 15 of 23 would-be base stealers and has not committed an error.

Cal Poly senior southpaw Josh Kougl scattered five hits in eight innings, his longest stint of the season, but fell to 1-6 on the year. Kougl, who recorded 15 ground ball outs and one fly ball out, struck out a career-high seven and walked one. Kougl,

who threw 93 pitches, 64 for strikes, also balked twice Friday, raising the team total for the season to 18, a Division I school record.

Herbert had two of Cal Poly's six hits. Shortstop Josh Mayo's 13-game hitting streak came to an end as he went 0 for 4. Left fielder Pat Breen's 10-game streak also was halted.

On Thursday, Abe Alvarez struck out nine en route to his eighth win of the season as Long Beach State defeated Cal Poly 4-2 at Blair Field.

► Cal Poly fell to 22-18-1 and 4-5 in Big West play.
► The Mustangs are now fourth in the conference standings.

Cal Poly scored in the first inning on singles by Saul, Leavitt and Kyle Wilson, but Long Beach State scored once in the first, once in the second and two more in the third for a 4-1 lead.

The Mustangs cut the deficit to 4-2 with a run in the fifth on singles by Taillon, Bret Berglund and Sam Herbert.

But Cal Poly was held scoreless the rest of the way, leaving the bases loaded in the sixth inning and Herbert at third base in the seventh. In all, the Mustangs stranded eight runners on the basepaths.

Alvarez improved his record to a

Big West-best 8-0 on the season, scattering 10 hits in eight innings. He, who threw 108 pitches, 80 for strikes, struck out nine and walked one.

Leavitt led the Mustangs offensively with a single and double while Herbert singled twice. With 10 hits, Cal Poly reached double figures in hits for the 25th time in 39 games this season.

Cal Poly shortstop Scott Anderson did not play Thursday night, snapping his streak of 120 consecutive starts. The senior, sidelined with a badly bruised ankle, had started every game at shortstop since midway through his sophomore season.

The Mustangs also were without No. 1 starter Tyler Fitch (sore elbow) and their top reliever, Nolan Moser (appendectomy). Fitch missed the entire series and Moser is likely out at least another two weeks.

Mustang losing pitcher Andrew McDaniel (3-3) was called for three balks, giving the team 16 for the season. That ties the school's Division I record set a year ago.

McDaniel pitched 6 1/3 innings, giving up four runs and six hits.

Cal Poly returns home to host No. 2-ranked Cal State Fullerton next weekend at Baggett Stadium. Friday's game starts at 6 p.m., with the games on Saturday and Sunday to start at 1 p.m.